

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION (AT CINCINNATI)**

WALTER R. ANDERSON,	:	Case No.: C-1-02-160
Plaintiff,	:	Judge S. Arthur Spiegel
vs.	:	
THE CINCINNATI GAS & ELECTRIC COMPANY,	:	STIPULATION OF DISMISSAL WITH <u>PREJUDICE</u>
Defendant/Counter-Claim Plaintiff,	:	
vs.	:	
WALTER R. and DENISE R. ANDERSON,	:	
Counter-Claim Defendants.	:	

Come now counsel for each of the parties and, pursuant to Federal Rule of Civil Procedure 41, hereby stipulate to dismissal with prejudice of this action, with each party to bear his, her or its own costs and attorney fees as to this action.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served this Court's ECF system, this 30th day of September, 2005, and by ordinary United States mail, on counsel for all parties.

s/Jack F. Fuchs/s
Jack F. Fuchs